

April 27, 2011

REGULAR MEETING OF THE COMMON COUNCIL

APRIL 27, 2011

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 27th day of April 2011 at 7:47 p.m. in the Common Council Chambers, City Hall.

Thirteen members were present at roll call: Ald. Trueworthy, DeFronzo, Salvio, Platosz, Pabon, Marrocco, Magnuszewski, Hermanowski, Collins, Centeno, Catanzaro, Carlozzi, and Bernacki

Two members were absent: Ald. Sanchez, and Ald. Black.

The invocation was given by Audrey Malkemus, Asst. City Clerk.

Don Lemay led the pledge to the flag.

Ald. Magnuszewski was granted a point of personal privilege in order to announce that the Stanley Golf Course was voted "Best Golf Course" in the Hartford Advocate Readers' Poll 2011.

Mayor Stewart asked that a moment of silence be observed for Jennifer Schiller who passed away on April 20th at the age of 48. Jennifer was the wife of City Planner, Steve Schiller. Both Jennifer and Steve were active in the New Britain community and were devoted to the environment, including their work as trail maintainers for the Connecticut Park and Forest Association. Mayor Stewart asked that we remember Jennifer, Steve and their son, Jordan in our thoughts and prayers.

Ald. Trueworthy moved to amend the agenda by adding 31386(AA) and moving it to the end, by adding 31390(D.1) and by adding 31400(5), and 31350-2(6). Motion seconded by Ald. Bernacki. Roll call vote – All members present voted in favor.

PETITIONS

31401 ALD. SALVIO AND ALD. CATANZARO, BY REQUEST, FOR A CHANGE OF ZONE FOR A PORTION OF PROPERTY LOCATED AT 245 HARTFORD RD. FROM S-2 (SINGLE FAMILY) TO B-2 (SHOPPING CENTERS). REFERRED TO THE CITY PLAN COMMISSION AND THE ZONING COMMITTEE.

Ald. Trueworthy moved to adopt the Consent Agenda, seconded by Ald. Bernacki. Roll call vote – all members present voted in favor. Approved April 28, 2011 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

31385 RE: CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

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CLAIMANTS NAME

- Grant, Michael
- Kovallo, John by his Atty. Richard L. Zayas
- Wasielewski, Christine A.

Peter J. Denuzze
City Clerk

DEPARTMENT OF MUNICIPAL DEVELOPMENT

31387 RE: 2011 NEIGHBORHOOD ASSISTANCE ACT PROGRAM

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The Director of the Department of Municipal Development transmits and recommends approval by the Common Council at its meeting on April 27, 2011, of the proposed resolution authorizing the filing of the 2011 Neighborhood Assistance Act Program.

Kenneth A. Malinowski, Director
Department of Municipal Development

FINANCE DEPARTMENT

31390 RE: PROJECTED SURPLUS, GENERAL FUND FISCAL YEAR 2010-2011

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The projected results from operations for the General Fund, Fiscal Year 2011 are attached in accordance with Article X, Section 10-5(a) (2) of the City of New Britain Charter. Projections are based on revenue and expenditure activity through April 15, 2011.

Attachment on File in Town Clerk's Office.

Rebecca Salerni
Finance Department

PURCHASING DEPARTMENT

31391 RE: SIMUNITIONS MARKETING CARTRIDGES AND PROTECTIVE EQUIPMENT FOR THE NEW BRITAIN POLICE DEPARTMENT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-531 a blanket purchase order was requested by the New Britain Police Department for the purchase of Simunitions Marking Cartridges and Protective Equipment.

<u>Supplier</u>	<u>Services</u>	<u>Amount</u>
Riley's Sport Shop Hooksett, NH.	Simunitions Marking Cartridge And Protective Equipment	\$12,040.00

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The New Britain Police Department has requested the purchase of Simunitions Marking Cartridges and Protective Equipment. Simunitions is the manufacturer of the Marking Cartridges and Protective Equipment. The Marking Cartridges and Protective Equipment are used in training of Police Officers. Riley's Sport Shop of Hooksett, NH is the sole source supplier of Simunition products in the state. The Purchasing Agent has documentation from Simunitions that Riley's Sport Shop is their sole source dealer in the area. Therefore bid solicitation for the purchase of the Marking Cartridges and Protective Equipment would not be beneficial to the City. Funding for the Marking Cartridges and Protective Equipment is available in the Police Department's Account Number 001211015-5614, Fire Range Services, Ammunition and Explosives.

RESOLVED: The Purchasing Agent is hereby authorized to issue a standing purchase order for \$12,040.00 to Riley's Sport Shop of Hooksett, NH for the purchase of The Marking Cartridges and Protective Equipment for the New Britain Police Department.

Jack Pieper
Purchasing Agent

31395 RE: AMMUNITIONS AND EXPLOSIVES FOR THE NEW BRITAIN POLICE DEPARTMENT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-531 a blanket purchase order was requested by the New Britain Police Department for the purchase of Ammunitions and Explosives.

<u>Supplier</u>	<u>Items</u>	<u>Amount</u>
Witmer Public Safety Group Glastonbury, CT.	Combined Tactical Systems Ammunitions and Explosives	\$4,589.18

The New Britain Police Department has requested the purchase of Ammunitions and Explosive manufacturer by Combined Tactical Systems. Witmer Public Safety Group of Glastonbury, CT is the sole source supplier of Combined Tactical Systems products in New England. The Purchasing Agent has documentation from Witmer Public Safety indicating that they are the sole source dealer in the area for Combined Tactical Systems. Therefore bid solicitation for the purchase of the Ammunitions and Explosives would not be beneficial to the City. Funding for the Ammunitions and Explosives is available in the Police Department's Account Number 001211015-5614, Fire Range Services, Ammunition and Explosives.

RESOLVED: The Purchasing Agent is hereby authorized to issue a standing purchase order for \$4,589.18 to Witmer Public Safety Group of Glastonbury, CT for the purchase of Ammunitions and Explosives for the New Britain Police Department.

Jack Pieper
Purchasing Agent

POLICE STATION BUILDING COMMITTEE

31248-4 RE: STATUS UPDATE

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

Design update: Kaestle Boos Associates (KBA) reported that design work for finishes, millwork and miscellaneous metals were completed and given to Downes for inclusion in bid

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specs. KBA is working with Chief Gagliardi and Jim Donnelly on budget for FF&E (furnishings, fixtures and equipment).

Work schedule/Job Progress: Concrete work began on March 7th: Perimeter wall footings are complete and 25% of the forming of foundation walls completed to date. Structural steel is still expected to begin in mid-May as originally scheduled.

Bids awarded: Value engineering along with a competitive market resulted in substantial savings (\$1.5 million) with the major bids that were awarded in March, including bids for mechanical, electrical, security, plumbing, fire protection, the shell (envelope) of the building which includes all precast concrete, masonry, metal panels, roofing, windows, all drywall/framing, doors and hardware.

In addition, the Committee was pleased that a New Britain company, Walter D. Sullivan Company was the successful low bidder on the major contract for plumbing and HVAC.

See attached spreadsheet for summary of bid awards made in March on file in Town Clerk's Office.

Finishes and specialties (including furniture, fixtures and equipment) are the only items remaining to go out for bid.

TAX COLLECTOR

31396 RE: TAX ABATEMENTS, CORRECTIONS AND REFUNDS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The Collector of Taxes has referred a list of tax abatements, corrections and refunds. Acceptance and adoption is respectfully recommended.

Cheryl S. Blogoslawski
Tax Collector

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS, AND DEPARTMENTS

FINANCE DEPARTMENT

31388 RE: LINE ITEM TRANSFERS 04/06/2011 THRU 04/19/2011

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with the city of New Britain ordinance of Article VII – Finance, Section 2-494(c), the following departments have transferred monies from one line item to another within their departmental budget (total department budget has not changed). Each transfer will be continuously numbered from month to month throughout the fiscal year. This report represents the transfers executed by the mayor in accordance with the aforementioned ordinance for the period ending April 19, 2011

12. Department:	Registrar of Voters - Republican		
From:	001104002-5540	\$100.00	(Advertising)
	001104002-5610	\$100.00	(Postage)
	001104002-5611	\$250.00	(Office Supplies)
To:	001104002-5810		(Dues/Fees/Memberships)
Amount:	\$450.00		
Brief Description:	Funds needed for May ROVAC convention fees		

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13. Department: Veterans' Services
From: 001523004-5810 \$400.00 (Dues/Fees/Memberships)
001523004-5611 \$200.00 (Office Supplies)
To: 001523004-5124 (Part Time Salaries)
Amount: \$600.00
Brief Description: Funds needed for part-time employees to work Memorial Day Parade

14. Department: Corporation Counsel
From: 001109001-5436 (Equip. Maintenance & Repairs)
To: 001109001-5611 (Office Supplies)
Amount: \$500.00
Brief Description: Funds needed for office supplies

15. Department: Building Department
From: 001214002-5810 (Dues/Fees/Memberships)
To: 001214002-5434 (Maintenance Contracts)
Amount: \$150.00
Brief Description: Funds needed for copier usage fees under maintenance contract

Robert Curry
Finance Director

Ald. Platosz moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31389 RE: REQUEST FOR CLARIFICATION OF REPORT DETAILING CITY PAYMENTS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

A recent resolution of the Common Council has requested that the Finance Department submit a written report which "cumulatively lists (beginning January 1, 2010) any and all payments made by or on behalf of the City to any private for-profit entity that is either owned or operated by the Mayor or by any member of the Common Council."

As no documentation was provided that included a listing of entities, and since there can be multiple definitions to the terms "owned" (i.e. are you only referring to sole proprietorships or does it include stock ownership, if so what percentage), "operated" and even "private for-profit", I ask that the Council, provide me with a specific list of entities in order that I am not put in a position of interpreting this resolution and so that I can supply you with the information you seek.

Robert Curry
Finance Director

Ald. DeFronzo moved to accept and refer to the Finance Director with clarification. Motion seconded by Ald. Hermanowski. So voted. Ald. Salvio opposed. Approved April 28, 2011 by Mayor Timothy T. Stewart.

PURCHASING DEPARTMENT

31392 RE: ON-CALL ENGINEERING SERVICES ADA UPGRADES AT BEEHIVE STADIUM

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

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The following on-call engineering project has been requisitioned following the award by the Common Council for on-call engineering contracts, Bid #3440, approved at its Regular Meeting of October 22, 2008

Project Name: ADA Upgrades at Beehive Stadium
Vendor: Kaestle Boos Associates, Inc.
Amount: \$50,000.00
Line Items: 0063020401-5721 Parks and Recreation, ADA Code
Compliance, Renovation Costs.
Requested By: Parks and Recreation Department

Scope: Kaestle Boos Associates, Inc. will observe and document existing conditions at the stadium for all evaluation. They will prepare a report summarizing their findings and prepare construction documents which will be submitted to the Park and Recreation Department for their review and approval. Once approved, Kaestle Boos Associates, Inc. will develop the needed engineering prints and specifications so the project can be put out to bid. They will attend any meetings and assist in reviewing the bids submitted to assure that the bidders complied with the bid specifications. Once the project has been awarded, Kaestle Boos Associates, Inc will conduct on-site visits to assure that the repairs being made are to specifications.

Jack Pieper
Purchasing Agent

Ald. DeFronzo moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31393 RE: COOPERATIVE PURCHASING, COMPUTERS AND MONITORS FOR REGISTRARS OF VOTERS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was requested by the Information Technology Department for the following under the Western States Contracting Alliance (WSCA) cooperative purchasing plan:

Supplier	Description	Quantity	Unit Price	Total Price
Hewlett Packard	HP Desktop Computers and Peripherals	6	\$622.00	\$3,732.00
Omaha, NE.	Monitors	6	\$165.00	\$990.00
	Speaker Bar	6	\$14.00	\$84.00
Total Price				\$4, 806.00

The Information Technology Department has requested the purchase of six (6) Desk Top Computers with Peripherals, six (6) Monitors, and six (6) Speaker Bars for the Republican and Democratic Registrar of Voters office utilizing the Western States Contracting Alliance's (WSCA) Contract Award #B27164. The funding for the purchase of these computer systems was approved by the Common Council at their October 13, 2010 meeting, Resolution # 31127-2, Appropriation and Bond Authorization for the purchase of various Capital Equipment. Funds are available within the Information of Technologies' account number JL#0040700611-56130, 25% Enterprise Desktop Computing.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,806.00 to Hewlett Packard of Omaha, NE for the purchase of six (6) HP Desktop Computers and Peripherals, six (6) Monitors and six (6) Speaker Bars for the Republican and Democratic Registrar of Voters office utilizing the Western States Contracting Alliance's (WSCA) Contract Award #B27164.

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Jack Pieper
Purchasing Agent

Ald. Platosz moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

**31394 RE: PROFESSIONAL SERVICES – COMPUTER SYSTEM SUPPORT SERVICES
FOR THE PUBLIC SAFETY TELECOMMUNICATIONS DEPT.**

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-531 a purchase order was requested by the Public Safety Telecommunications Department for on-call computer support services.

<u>Supplier</u>	<u>Services</u>	<u>Amount</u>
Computer Systems Integration New Britain, CT.	Computer System Support Services	\$5,000.00

The Public Safety Telecommunications Department is in need of on-call computer support services. Complex networking and multiple database server adjustments are required to be conducted for the upcoming new application systems including mission critical computer assisted dispatch and records systems. Computer Systems Integration's personnel are very knowledgeable of the operations of the public safety computer system and are able to provide the needed support. The Public Safety Telecommunications Department does not have the staff to maintain all elements of this complex array of servers and networking to regional, state, and federal systems. Computer System Integration provides these same services to the Capitol Region Council of Governments as well as the public safety agencies in cities of Hartford and Bridgeport. Hartford, Bridgeport, New Britain and CRCOG have partnered to develop a suite of public safety application software and those systems are scheduled to roll out in New Britain in the coming months. Bid solicitation for the purchase of these unique professional services would not be beneficial to the City. Funding for this unique professional service is available in the Public Safety Telecommunications Department's account number 001213001-5434, General Fund, Maintenance Contracts.

Resolved: that the Purchasing Agent is hereby authorized to issue a Purchase Order for \$5,000.00 to Computer Systems Integration of New Britain, CT for Professional On-call Computer System Support Services for the Public Safety Telecommunications Department.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Magnuszewski. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

LICENSE COMMITTEE

**31350-1 RE: POPE JOHN PAUL II CATHOLIC SCHOOL BAZAAR/CARNIVAL 6/22/11
THRU 6/25/11**

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The Committee on Licenses recommended on April 7, 2011 the adoption of the following:

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and he is hereby authorized to issue to the Pope John Paul II Catholic School, said licenses as may be

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issued under Chapter 5, Section 5-15 through 5-22 of the Code of Ordinances for the period of June 22-25, 2011 for the purpose of conducting a bazaar/carnival on the Pope John Paul II Catholic School grounds, 221 Farmington Avenue, New Britain, Conn.

Alderman Lawrence J. Hermanowski, Chair
License Committee

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Salvio. So voted.
Approved April 28, 2011 by Mayor Timothy T. Stewart.

31380-1 RE: DOWNTOWN OKTOBERFEST SEPT. 16-19, 2011

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The Committee on Licenses recommended on April 13, 2011 the adoption of the following:

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and is hereby authorized to issue to Eastside Restaurant and owner Nick D'Agostino in conjunction with the New Britain Chamber of Commerce, the New Britain Downtown District, the Greater New Britain Arts Alliance and other event supporters, said license as may be issued under Chapter 5, Section 5-15 through 5-22 of the Code of Ordinances for the period September 16-19, 2011 for the purpose of conducting an Oktoberfest (including car show, arts and crafts fair and business expo) in Downtown New Britain, Connecticut.

Alderman Lawrence J. Hermanowski
Chair

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Salvio. So voted.
Approved April 28, 2011 by Mayor Timothy T. Stewart.

NEW BUSINESS

RESOLUTIONS

31387-1 RE: 2011 NEIGHBORHOOD ASSISTANCE ACT PROGRAM

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, under authorization of Chapter 228a of the Connecticut Statutes, the Neighborhood Assistance Act provides tax credits for business firms that contribute financially to community programs that have received both municipal and State of Connecticut Department of Revenue Services approval, and

WHEREAS, any municipality wanting to obtain benefits under the provisions of this Act must hold a Public Hearing and submit to the State of Connecticut Department of Revenue Services a list of community programs, approved by the local legislative body, which are eligible for investment by business firms, and

WHEREAS, a Public Hearing of the Common Council of the City of New Britain was scheduled to be held on April 27, 2011, on the subject of the Neighborhood Assistance Act Program;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of New Britain hereby approves the Neighborhood Assistance Act Program 2011 Proposal List, and

BE IT FURTHER RESOLVED, that the Common Council authorizes the Mayor to submit the approved program proposals to the State of Connecticut Department of Revenue Services and

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the Department of Municipal Development to administer the Neighborhood Assistance Act Program in accordance with the statutory requirements.

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31397 RE: AUTHORIZING THE PURCHASING AGENT TO EXECUTE AN AGREEMENT WITH EMERGENCY MEDICAL SERVICES FOR ADDITIONAL SERVICES – BIOTERRORISM/EMERGENCY PREPAREDNESS PLANNING PROGRAM

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Whereas, a budget within special revenue fund #245 was established for the Bioterrorism/ Emergency Preparedness Planning Program, and

Whereas, the State Department of Public Health has made additional funding available for Mass Dispensing Areas to Update existing jurisdictional Pandemic Influenza and Mass Vaccination Plans.

Whereas, we are presently contracted with New Britain Emergency Medical Services, who is the lead 9-1-1 response agency for the City's comprehensive Emergency Medical Services System and have been actively involved in emergency preparedness planning on a local, regional and statewide level to meet the grant required deliverables, and New Britain Emergency Medical Services is highly qualified to perform these additional services for the Health Department.

THEREFORE BE IT RESOLVED that the Purchasing Agent, or his designee, is hereby authorized to execute an agreement for services with New Britain Emergency Medical Services for the additional above services, for the remainder of the grant period (through August 9, 2011) at a cost of \$20,000. And, BE IT FURTHER

RESOLVED that the compensation come from special revenue fund #245 budget, Public Health Preparedness Planning, Resolution #31376 passed 4/13/2011. \$20,000.

Alderman Adam Platosz
Alderman David DeFronzo
Alderwoman Mary Marrocco

Ald. Platosz moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31398 RE: ADDITIONAL APPROPRIATION FOR DOWNES CONSTRUCTION COMPANY FOR DESIGN-BUILD SERVICES FOR NEW POLICE STATION

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, The City of New Britain Common Council approved a resolution on February 24, 2010 to fund \$35 million for the construction of a new Police Headquarters Building; and

WHEREAS, the Council approved a resolution on April 14, 2010 contracting with Downes Construction Company ("Downes") for a \$1 million fee to act as Construction Manager for the Police Station project to be located at the City owned property at 121-131 Main Street; and

WHEREAS, the Council approved a resolution on November 10, 2010 whereby Downes Construction will act as the general contractor for this design build project; and

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WHEREAS, the schedule necessary for appropriations to meet the scheduled bid awards and construction schedule is as follows:

Funds Committed through 2/23/2011	\$ 30,092,228
April 2011	3,227,393

WHEREAS, the amount needed for work to be conducted through to May 2011 is three million two hundred twenty-seven thousand three hundred and ninety-three dollars (\$3,227,393); now therefore be it resolved

RESOLVED, That Mayor Timothy T. Stewart be authorized to contract with Downes Construction Company for an additional amount of three million two hundred twenty-seven thousand three hundred and ninety-three dollars (\$3,227,393) for design build project costs for the Police Station to be built at 121-131 Main Street and to execute any necessary documents for this purpose.

Alderman Roy Centeno
Liaison to Police Station Building Committee
Alderman Willy Pabon
Liaison to Police Station Building Committee

Ald. Centeno moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31399 RE: THE PURCHASE OF 140 CLEAN CARTS FROM CESCO OF NEW HAVEN, CT

To His Honor, the Mayor, and the Common Council of the City of New Britain: The undersigned beg leave to recommend the adoption of the following:

Whereas, In May 2007 the City of New Britain Public Bid No. 3360 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for Clean Carts rotationally molded 96/64 gallon universal/nestable containers that can be emptied by a read/side loader or auto arm;

WHEREAS, The bids were reviewed for conformance to specifications by Public Works Administration and the Purchasing Agent and on June 27, 2007 the City of New Britain Common Council approved Resolution # 29708 authorizing the purchase of Clean Carts from Cesco of New Haven CT;

WHEREAS, In July 2007 a purchase order was issued to Cesco for the purchase of over 24,000 Toter brand Clean Carts in the amount of \$1,455,373;

WHEREAS, As a result of a successful rental program and the replacement of toters damaged by residents and/or the trash haulers that are not covered under Cesco's warranty, the Public Works Department no longer has any more surplus Clean Carts and it is necessary to place an order for additional Clean Carts;

WHEREAS, The original bid expired in 2010, but a price of \$69.25 per container was negotiated with CESCO for a quantity of 140 Toter carts, including shipping and handling;

WHEREAS, Funding is available for the purchase of 140 Clean Carts in Account Number 001315004-5436;

RESOLVED: That the Purchasing Administrator is hereby authorized to issue a purchase order not to exceed \$10,000 for the purchase of 140 Clean Carts from Cesco of New Haven CT

Alderwoman Tonilynn Collins
Alderman David DeFronzo
Alderman Wilfred Pabon
Alderman Louis G. Salvio

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Ald. Collins moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

31400 RE: GRANT APPLICATION FOR HYBRID SCHOOL BUSES

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, The City of New Britain and the Board of Education have an obligation to provide students not only with safe and reliable transportation, but environmentally friendly modes of transportation where at all feasible; and

WHEREAS, In June 2008, the City and Board of Education applied for and were successful in receiving a grant from the Connecticut Department of Transportation that purchased a hybrid bus as a part of its Connecticut Clean Fuel Program; and

WHEREAS, This grant is once again being offered and the City and Board of Education meet the grant criteria and wish to apply for this funding; and

WHEREAS, If the City is successful in obtaining this grant (\$65,000 per bus), the funds will be used to purchase two PHEVs (Plug-In Hybrid Electric Vehicle) valued at approximately \$150,294 each with an estimated useful life of 10 years to be used by DATTCO (or the successor contractor for school transportation) as part of New Britain's fleet of vehicles. There will be no cost to the City as DATTCO will pay the remaining lease cost after the grant; now therefore be it

RESOLVED That the Common Council authorizes the joint application of the City of New Britain and The Consolidated School District of New Britain for this CTDOT Connecticut Clean Fuel program grant and authorizes Mayor Timothy T. Stewart to execute any and all necessary documents for said grant application.

Louis G. Salvio,
Minority Leader

Mark H. Bernacki,
Assistant Minority Leader

Ald. Salvio moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

RESOLUTION RETURNED FROM COMMITTEE

**31350-2 RE: BAZAAR/CARNIVAL – POPE JOHN PAUL II CATHOLIC SCHOOL GROUNDS
JUNE 22 THRU 25, 2011**

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and he is hereby authorized to issue to the Pope John Paul II Catholic School, said licenses as may be issued under Chapter 5, Section 5-15 through 5-22 of the Code of Ordinances for the period of June 22-25, 2011 for the purpose of conducting a bazaar/carnival on the Pope John Paul II Catholic School grounds, 221 Farmington Avenue, New Britain, Conn.

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 28, 2011 by Mayor Timothy T. Stewart.

REPORT OF THE OFFICE OF THE CORPORATION COUNSEL

31386 RE: CARLOS BURGOS, JENNIFER RASPARDO, PAULA KELLER VS CITY OF NEW BRITAIN

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

RE: The following cases have been filed by current employees of the New Britain Police Department against the City of New Britain and members of the New Britain Police Department administration and are pending in the United States District Court:

1. Carlos Burgos vs. City of New Britain, et al. Plaintiff alleges that his constitutional rights were violated in connection with his attendance at mandatory training courses for all supervisors. Motion for summary judgment has been filed by our office and is pending;
2. Jennifer Raskardo, et al vs. City of New Britain, et al. Ms. Raskardo and two former female employees allege gender discrimination and being subjected to a hostile work environment in violation of the City's sexual harassment policy. Motion for summary judgment has been filed by our office and is pending; and
3. Paula Keller vs. City of New Britain, et al. This lawsuit is dated April 15, 2011. Plaintiff alleges gender discrimination and intentional infliction of emotional distress as a result of failure to promote, not being allowed to attend motorcycle training and being subjected to a hostile work environment in violation of the City's sexual harassment policy.

Office of Corporation Counsel
Joseph E. Skelly, Jr.
Assistant Corporation Counsel

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bernacki.

Ald. Trueworthy moved the Counsel enter into Executive Session to discuss pending litigation and that they be accompanied by the Mayor, the Corporation Counsel and the Chief of Police. Motion seconded by Ald. Bernacki. Roll call vote – all members present voted in favor. Executive Session began at 8:28 p.m.

The Council voted to return to order at 9:14 p.m. on motion of Ald. Trueworthy, seconded by Ald. Hermanowski.

Report accepted and adopted by voice vote.

Approved April 28, 2011 by Timothy T. Stewart, Mayor.

UNFINISHED BUSINESS

Ald. Trueworthy moved to take from the table, Resolution 30903, seconded by Ald. Collins. So voted.

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**30903 RE: DIRECTING THE CORPORATION COUNSEL TO PROVIDE RICHARD MARZI
WITH LEGAL COUNSEL**

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Whereas, The North-Oak Neighborhood Revitalization Zone is officially established by Section 2-324 of the Code of Ordinances of the City of New Britain, and

Whereas, Sections 2-318, to 2-321, inclusive, of the Code of Ordinances of the City of New Britain provide for the establishment, role and powers of neighborhood revitalization zones in New Britain, and

Whereas, Section 2-319 of the Code of Ordinances of the City of New Britain expressly provides that it is the role and power of neighborhood revitalization zones to "serve in an advisory capacity to the city in an effort to revitalize deteriorated neighborhoods," and

Whereas, Richard Marzi, President of the North-Oak Neighborhood Revitalization Zone, has been very active in his role on behalf of the North-Oak neighborhood by advising the city of deteriorated and blighted conditions needing attention, and

Whereas, Mr. Marzi is presently being sued by Benjamin Ancona for words Mr. Marzi spoke, and is currently serving in an official capacity as the President of the North-Oak Neighborhood Revitalization Zone,

Now, therefore, be it Resolved by the Common Council of the City of New Britain that city Corporation Counsel is directed to provide Richard Marzi with legal counsel of his choosing to represent him in the suit presently against him by Benjamin Ancona .

Alderman Phil Sherwood
Majority Leader

Ald. Trueworthy moved to accept, seconded by Ald. Hermanowski. Resolution DEFEATED by voice vote.

There being no further business to come before the Council, Ald. Bernacki moved to adjourn, seconded by Ald. Trueworthy. So voted. Meeting adjourned at 9:16 p.m.

ATTEST: Audrey Malkemus, Asst. City Clerk